

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 13, 1968  
10:00 A.M.

COUNCIL CHAMBER, CITY HALL

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The meeting was called to order with Mayor Pro Tem Long presiding. Mayor Akin was attending the Annual Mayor's Conference in Chicago.

Roll Call:

Present: Councilmen Janes, LaRue, Long, Nichols  
Absent: Mayor Akin

The Invocation was delivered by FATHER CHARLES PALMS, St. Austin's Catholic Church.

INTRODUCTION OF ASSOCIATE CITY MANAGER

City Manager Robert Tinstman introduced the new Associate City Manager, Mr. Gene Higgins, and gave a brief resume of Mr. Higgins' qualifications.

PUBLIC ADMINISTRATION INTERN HONORED

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the people of Austin have enjoyed the benefits of the energies and talents of the Intern Services' many fine students of Public Administration of the University of Texas; and,

WHEREAS, according to a Chinese proverb, Happiness is watching a young man as he goes whistling down the right road after he has paused to ask you for directions; and,

WHEREAS, at this time it is with mixed happiness and regret that the people of Austin now mark the departure of one such Public Administration Intern for fulltime service in his chosen profession in the City of Iowa City, Iowa; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the gratitude of the City of Austin be officially expressed to Jack Crane for his service to the people of Austin while here, and to express to the Governing Board of the City Manager of Iowa City our regrets at losing Jack Crane, and our best wishes to him in productive and enjoyable public service on behalf of the people of Iowa City.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

#### NUCLEAR POWER CONFERENCE REPORT

A report on the Nuclear Power Conference attended by the Director of Electric Utilities and other City personnel was presented to the Council. Councilman LaRue moved the Council note receipt of the report. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

Councilman Long noted that she had asked for a report on nuclear power and commended the City Manager on his prompt response to her request.

#### POLICE BUDDY SYSTEM APPROVED

City Manager Tinstman explained some of the details of the proposed Police Buddy System, modeled on a similar program instituted in Fort Worth.

Mr. Ray Del Galloway, who had proposed the program to the Council on May 2, said that he hoped the program would work. He added that the "buddy" should be required to take an oath to keep all information confidential.

Mr. Tinstman advised the Council that he was looking into the question of insuring all volunteers.

Councilman Nichols then moved the Council approve the Police Buddy System. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

## PARKING RESOLUTION AMENDED

Councilman Nichols brought up the matter of off-street parking in the University and downtown areas. He stated that the Council determined the number of parking spaces required before the Building Official could issue a building permit. He suggested that the Council adopt a policy allowing the Building Official to issue permits where parking was included in the plan.

Councilman Nichols moved the Council amend the resolution setting the parking policy to allow the Building Official to issue a permit if the minimum standards were met, while requiring all nonconforming cases to come before the Council for approval. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

## ZONING HEARING OPENED AND RECESSED

Councilman LaRue moved the Council open and recess the zoning hearings scheduled for 10:30 A.M. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

## BRACKENRIDGE COLLECTION AGENCY DISCUSSED

Mayor Long explained that the Council had discussed at last week's meeting the hiring of a collection agency to collect delinquent hospital bills. The Merchants and Professional Collection Agency had been asked to submit sample letters sent to persons owing money. Mayor Long objected to one sample letter which threatened garnishment of salaries and asked that it be eliminated. Mr. Tinstman stated that that letter was used only for out-of-state collections.

The Council then discussed which accounts would be turned over to the collection agency. Mr. Ben Tobias, Hospital Administrator, stated that he was hiring the Merchants and Professional people on a trial basis only.

Councilman Janes moved that the Council authorize the hospital staff to engage the Merchants and Professional Bureau Collection Agency on a trial basis, and ask that the hospital report on its success in six months. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin



Councilman Nichols moved the Council grant the change from "A" Residence and "B" Residence, 1st Height and Area to "B" Residence, 2nd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "B" Residence 2nd Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

SAMUEL H. DOBSON  
 by Junious E. Scott  
 C14-68-103

7604 Bennett Ave.

From "A" Residence to "O" Office  
 RECOMMENDED by the Planning  
 Commission

Councilman Nichols moved the Council grant the change from "A" Residence to "O" Office, as recommended by the Planning Commission subject to the following restriction: that should the property at any time cease to be used for any purpose other than a community center meeting place, the property would revert to an "A" Residential classification. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "O" Office subject to restrictions and instructed the City Attorney to draw the necessary ordinance to cover.

TERRELL TIMMERMAN  
 by Bob Bailey  
 C14-68-104

5515 Woodrow Ave.

From "A" Residence to "B" Residence  
 RECOMMENDED by the Planning  
 Commission

Councilman Nichols moved the Council grant the change from "A" Residence to "B" Residence, as recommended by the Planning Commission subject to dedication of 15 feet of right of way. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "B" Residence subject to dedication of 15 feet of right of way and instructed the City Attorney to draw the necessary ordinance to cover.

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UNIVERSITY VILLAGE by Richard Baker C14-68-105	501-505 West 23rd St. 2212-2216 San Antonio St.	From "B" Residence, 2nd Height and Area to "C" Commercial, 3rd Height and Area RECOMMENDED by the Planning Commission
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Councilman Nichols moved the Council grant the change from "B" Residence, 2nd Height and Area to "C" Commercial, 3rd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "C" Commercial 3rd Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

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UNIVERSITY VILLAGE by Richard Baker C14-68-106	700-714 West 22-1/2 St. 2213-2223 Pearl St. 701-715 West 23rd St. 2212-2222 Rio Grande St.	From "B" Residence, 2nd Height and Area to "C" Commercial, 4th Height and Area RECOMMENDED by the Planning Commission
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Councilman Nichols moved the Council grant the change from "B" Residence, 2nd Height and Area to "C" Commercial, 4th Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "C" Commercial, 4th Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

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J. P. KELLER                      1418-1422 Newning Ave.  
by Kirk E. Williamson 409-412 Park Ln.  
C14-68-108

From "A" Residence to "B"  
Residence  
RECOMMENDED by the Planning  
Commission

Councilman Nichols moved the Council grant the change from "A" Residence to "B" Residence, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes:        Councilmen Janes, LaRue, Long, Nichols  
Noes:        None  
Absent:     Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "B" Residence and instructed the City Attorney to draw the necessary ordinance to cover.

LEE LOUIS JONES                      1000-1006 East 11th St.  
C14-68-109                              1151-1155 Curve St.

From "C" Commercial, 2nd Height  
and Area to "C-2" Commercial,  
2nd Height and Area  
RECOMMENDED by the Planning  
Commission

Councilman Nichols moved the Council grant the change from "C" Commercial, 2nd Height and Area to "C-2" Commercial, 2nd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes:        Councilmen Janes, LaRue, Long, Nichols  
Noes:        None  
Absent:     Mayor Akin

It was pointed out by the Chief of Plan Administration that if there were to be a new building on that property, the right of way need for East 11th Street would have to be considered at the time of the application for a building permit.

The Mayor Pro Tem announced that the change to "C-2" Commercial, 2nd Height and Area had been granted and instructed the City Attorney to draw the necessary ordinance to cover.

MAUDE W. FORE                      4109-4111 Avenue A  
by Vance Fox  
C14-68-114

From "A" Residence, 1st Height  
and Area to "B" Residence, 2nd  
Height and Area  
RECOMMENDED by the Planning  
Commission

Mr. Bowman, a neighbor, appeared before the Council to inquire about the effect of the zoning change on his taxes. Mayor Pro Tem Long stated that the change would have no direct effect on his property value but it could enhance the value at a later date, bringing about higher taxes.

Councilman Nichols moved the Council grant the change from "A" Residence, 1st Height and Area to "B" Residence, 2nd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "B" Residence, 2nd Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

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JAMES ALVEY & LEE GREEN by H. H. Rothel C14-68-115	107-109 West 39th St.	From "A" Residence, 1st Height and Area to "B" Residence, 2nd Height and Area RECOMMENDED by the Planning Commission
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Councilman Nichols moved the Council grant the change from "A" Residence, 1st Height and Area to "B" Residence, 2nd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "B" Residence, 2nd Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

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ALTON BAUERLE C14-68-098	Tract 1 6301-6403 North Lamar Blvd.	From "A" Residence & "C" Commercial to "C" Commercial RECOMMENDED by the Planning Commission
	Tract 2 Rear of 6301-6403 North Lamar Blvd. 617 Wilmes Dr. 616-622 Hammack Dr.	From "A" Residence & "C" Commercial, 1st Height and Area to "B" Residence, 2nd Height and Area NOT RECOMMENDED by the Planning Commission RECOMMENDED "B" Residence, 1st Height and Area

Mr. Bauerle stated that he and the Planning Department were in agreement that the site was appropriate for apartments, but they disagreed about the height and area. He had agreed to the street proposed by the Planning Department north to the back of the commercial property. He also planned to build the required fence along the back line of the property.

Mr. Bauerle stated that he would stipulate that he would put only 130-135 units instead of 200 units on the site if the Council granted him "B" Residence, 2nd Height and Area on Tract 2.

Councilman LaRue moved the Council grant the change from "A" Residence and "C" Commercial to "C" Commercial on Tract 1 and from "A" Residence and "C" Commercial, 1st Height and Area to "B" Residence, 2nd Height and Area on Tract 2 with the stipulations agreed upon, including the dedication of the street, the erection of the fence, and the restriction of one unit per 900 square feet on Tract 2. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "C" Commercial on Tract 1 and to "B" Residence, 2nd Height and Area on Tract 2 with stipulations and instructed the City Attorney to draw the necessary ordinance to cover.

VELMA KELLER  
 by Kirk E. Williamson  
 C14-68-099

1423 Newning Ave.

From "A" Residence to "B"  
 Residence  
 RECOMMENDED by the Planning  
 Commission

Councilman Nichols moved the Council grant the change from "A" Residence to "B" Residence, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "B" Residence and instructed the City Attorney to draw the necessary ordinance to cover.

MRS. H. K. SHELTON  
 by Paul D. Jones  
 C14-68-101

2000-2008 Wilson St.  
 401-405 W. Johanna St.

From "A" Residence to "B"  
 Residence (as amended)  
 NOT RECOMMENDED by the Planning  
 Commission as amended

Mr. Paul Jones, representing the applicant, stated that he would limit construction to 30 units, and he pointed out that a recently granted zoning application had changed an adjacent tract of land to "B" Residence, 1st Height and Area.

Reverend J. C. Adams of Friendwood Baptist Church on West Johanna Street said that he had no objection to the construction of an apartment building.

Councilman Nichols moved the Council grant the change from "A" Residence to "B" Residence, 1st Height and Area subject to dedication of right of way on Johanna. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

Mayor Pro Tem announced that the change had been granted to "B" Residence, 1st Height and Area subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

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#### ZONING APPLICATION DENIED

JACINTO SANCHEZ C14-68-111	106-108 San Saba St. 2515 East 2nd St.	From "A" Residence to "C" Commercial NOT RECOMMENDED by the Planning Commission
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Councilman LaRue moved the Council uphold the recommendation of the Planning Commission and deny the change from "A" Residence to "C" Commercial. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been denied.

#### ANNEXATION ORDINANCES

Mayor Pro Tem Long opened the public hearing scheduled for this time on the following annexation:

12.91 acres of land out of the James M. Mitchell Survey - proposed  
NORTHWEST ESTATES, SECTION 2. (Requested by developer)

28.67 acres of land out of the T. J. Chambers Grant - proposed NORTHWEST HILLS MESA OAKS, PHASE 5-A. (Requested by engineer for developer)

Councilman Nichols moved the Council close the hearing. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 12.91 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES M. MITCHELL SURVEY AND 28.67 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE T. J. CHAMBERS GRANT; ALL LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the second time and Councilman Nichols moved that the ordinance be passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

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Mayor Pro Tem Long opened the public hearing scheduled for this time on the following annexation:

47.45 acres of land out of the Henry P. Hill League - unplatted land and a portion of South Lamar Boulevard and Panther Trail. (Partially requested)

Councilman Nichols moved the Council close the hearing. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols  
Noes: Councilman Long  
Absent: Mayor Akin

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 47.45 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE HENRY P. HILL LEAGUE IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Nichols moved the ordinance be passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols  
Noes: Councilman Long  
Absent: Mayor Akin

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Mayor Pro Tem Long brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 7.52 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE J.A.G. BROOKS SURVEY AND THE H. T. DAVIS SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

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Mayor Pro Tem Long brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 7.60 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE WILLIAM CANNON LEAGUE; 4.62 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPLE-GATE SURVEY; AND 13.81 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 57; ALL BEING LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

Mayor Pro Tem Long brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 33.39 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 57 IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols  
Noes: Councilman Long  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

ZONING ORDINANCE PASSED

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

A TWO (2.00) ACRE TRACT OF LAND, LOCALLY KNOWN AS 2019-2105 ANCHOR LANE AND 3210-3220 MANOR ROAD, FROM "O" OFFICE DISTRICT TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The ordinance was read the second time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The ordinance was read the third time and Councilman Nichols moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

Mayor Pro Tem Long announced that the ordinance had been finally passed.

#### ZONING ORDINANCES - ACTION DEFERRED

The Council deferred action on the following zoning ordinances until the return of Mayor Akin:

JOE H. DAYWOOD by John B. Selman	7101 Guadalupe St.	From "A" Residence to "BB" Residence
BOB HORTON by Arthur E. Pihlgren	4600-4602 Depew Ave. 906-910 E. 46th St.	From "A" Residence to "BB" Residence

## RELEASE OF OPTION CONSIDERED

The Council then considered a request for the release of the City's option on property at I.H. 35 and Riverside Drive. City Manager Tinstman reported that he had been meeting with the prospective buyer and he stated that Mr. Cecil Warren was close to reaching an agreement with the City. He described the proposal as it stood. Mr. Warren was to put his proposal in writing. The Council asked to have the item on the agenda for next week.

## CONSIDER RENTING OFFICE SPACE

City Manager Tinstman stated that the best prospect was to rent space in the Steck Building, which was close to the Municipal Building, and to move the Personnel Office and part of the duplicating shop activities into it. He said that the proposal before the Council was for a lease agreement which would require some \$3,000 of contingency appropriation. The lease was for one year with an option to rent for three more years on a year-by-year basis at the same cost. He also anticipated a need to move the Model Cities Program to that same building.

Councilman LaRue moved the Council authorize the City Manager to enter into a lease agreement with the owners of the Steck Building for office space for the Personnel Department, the Print Shop, and the Model Cities Program. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

## PUBLIC HEARING FOR BUS FRANCHISE SET

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 31 OF THE AUSTIN CITY CODE OF 1954  
 PERTAINING TO THE OPERATION OF BUSES.

Councilman Nichols moved that the ordinance be published in accordance with Article I, Section 6 of the Charter of the City of Austin and set for public hearing on July 3 at 10:30 A.M. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

## CITY COUNCIL MEETING DATE SET

Councilman Nichols moved the City Council set July 3, 1968, as the date for the City Council Meeting of that week. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

#### SUBSTANDARD STRUCTURE

Mr. Forrest N. Troutman, representing Mrs. Tom Attal, owner of the property at 102 and 104 East 2nd Street, stated that his client did not have the money to put that property in order and that she was looking for a buyer but had not found one yet. He stated that she was in accord with the Building Inspector that the hotel should be closed down. Mr. Sam Attal, the joint owner of the property, stated that he had tried to keep the building in good shape but that his brother, Mr. Tom Attal, and his wife had done nothing to help him.

Councilman Long was in favor of giving the family additional time to work out their problems and get repairs done. Mr. Jordan recommended that the building be closed immediately.

Councilman Janes moved the Council accept the recommendations of the Building Standards Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols  
Noes: Councilman Long  
Absent: Mayor Akin

Councilman Long asked that all of the people be relocated because they were old and poor. She wanted the Building Inspector to find other lodgings for the occupants. Mr. Jordan said that he would try for one week to find other rooms for those people

#### PARADE PERMIT GRANTED

Councilman Nichols moved the Council grant a parade permit for the Sheriff's Posse for July 18, 1968. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

#### ANNEXATION ORDINANCE SET FOR PUBLIC HEARING

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 15.83 ACRES OF LAND, SAME BEING OUT OF AND

A PART OF THE ISAAC DECKER LEAGUE; 16.24 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE; 11.79 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE; 31.74 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY; 20.04 ACRES OF LAND OUT OF THE JOHN APPLGATE AND WILLIAM WILKS SURVEY, BEING A PORTION OF UNIVERSITY HILLS, SECTION 1, PHASE 2; ALL BEING LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

Councilman Nichols moved that the ordinance be published in accordance with Article I, Section 6 of the Charter of the City of Austin and set for public hearing on June 27, 1968 at 10:30 A.M. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

#### RELEASE OF EASEMENT

Councilman LaRue offered the following resolution and moved its adoption:

#### (RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility and drainage purposes in, upon and across a portion of Lot 5, Block S, Highland Park West, a subdivision of portions of the Daniel J. Gilbert, the C. J. Strother and the Albert Silsbee Surveys in the City of Austin, Travis County, Texas, according to a map or plat of said Highland Park West of Record in Book 4 at Page 299 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have requested the City Council of the City of Austin to release the hereinafter described portion of said easement; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easement is not now needed and will not be required in the future; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the Assistant to the City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portion of said public utility and drainage easement, to-wit:

A strip of land five (5.00) feet in width, same being out of and a part of Lot 5, Block S, Highland Park West,

a subdivision of portions of the Daniel J. Gilbert, the C. J. Strother and the Albert Silsbee Surveys in the City of Austin, Travis County, Texas, according to a map or plat of said Highland Park West of record in Book 4 at Page 299 of the Plat Records of Travis County, Texas; which strip of land five (5.00) feet in width is more particularly described as follows:

BEING all of the south 305.00 feet of the east or northeast five (5.00) feet of said Lot 5, Block S, Highland Park West.

The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

#### PUBLIC HEARING ON MASTER PLAN AMENDMENT SET

Councilman LaRue moved the Council set a public hearing on July 3, 1968, at 10:30 A.M. on an amendment to the Master Plan for the area between I.H. 35, Cameron Road and Loop 111 and Rutherford Lane (approximately 200 acres). The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

RECESSED MEETING

2:00 P.M.

#### VACATION OF STREETS HELD IN ABEYANCE

The Council deferred action on the vacation of Maywood Avenue from the north property line of Warren Street northerly to the dead end, and Warren Street from the east property line of Maywood Avenue easterly to the dead end.

#### STREET AND ALLEY VACATIONS

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF JIM HOGG AVENUE, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR PUBLIC UTILITY AND DRAINAGE PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

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Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF WEST 6TH STREET ALLEY, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR PUBLIC UTILITY AND DRAINAGE PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

#### CONTRACTS AWARDED

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 4, 1968, for the construction of approximately 21 blocks of pavement and accessories consisting of 1 unit (Manchaca Road) Contract 68-A-9; and,

WHEREAS, the bid of Robert C. Gray Construction Company, in the sum of \$145,817.88, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Robert C. Gray Construction Company, in the sum of \$145,817.88, be and the same is hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Robert C. Gray Construction Company.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Council also discussed the question of assessing the property owners for the construction of sidewalks for that stretch of street.

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Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 5, 1968, for the construction of 1,271 feet of 8-inch concrete sanitary sewer main in Scenic Drive from Taylors Branch to Pecos Street in connection with the development of Los Paseos Subdivision; and,

WHEREAS, the bid of Bill Tabor Construction Company, in the sum of \$16,884.00, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Bill Tabor Construction Company, in the sum of \$16,884.00, be and the same is hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Bill Tabor Construction Company.

The motion, seconded by Councilman Nichols, carried by the following vote:

- Ayes: Councilmen Janes, LaRue, Long, Nichols
- Noes: None
- Absent: Mayor Akin

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 5, 1968, for the construction of 4,705 feet of 8-inch and 1,097 feet of 6-inch concrete sanitary sewer main in Manchaca Road from Inverness Boulevard to Matthews Lane; and,

WHEREAS, the bid of Bland Construction Company, in the sum of \$62,098.75, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Bland Construction Company, in the sum of \$62,098.75, be and the same is hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Bland Construction Company.

The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 28, 1968, for the installation of 1,920 feet of 6-inch cast iron water main in Anderson Lane and Purnell Drive and 420 feet of 8-inch concrete sanitary sewer main in Purnell Drive; and,

WHEREAS, the bid of Ford-Wehmeyer, Incorporated, in the sum of \$15,694.30, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Ford-Wehmeyer, Incorporated, in the sum of \$15,694.30, be and the same is hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Ford-Wehmeyer, Incorporated.

The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

STREET IMPROVEMENTS ACCEPTED - ORDINANCE

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF COTTON STREET ALLEY AND SUNDRY OTHER ALLEYS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY BILL TABOR, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

#### ARMORY BOARD AGREEMENT EXTENDED

Councilman Janes moved the Council authorize the City Manager to extend the agreement with the Armory Board for the construction of a facility at the airport. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

#### SALE OF HOUSES

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 5, 1968, for the sale of eight (8) houses that Urban Renewal had turned over to the City for disposal; and,

WHEREAS, the bid of Weldon Johnston in the sum of \$22.60 for the house located at 1198-1/2 Cedar; the bids of August Heyer in the sum of \$26.75 for the house located at 2906 Conway and in the sum of \$17.85 for the house located at 2221-1/2 Rosewood (R); the bids of C. B. Freeman in the sum of \$61.50 for the house located at 1135 Lowe and in the sum of \$24.25 for the house located at 1133 Lowe; the bid of James Jones in the sum of \$20.00 for the house located at 1108

Midway, the bid of Jess Baty in the sum of \$31.00 for the house located at 2804 E. 11th Street; and the bid of E. J. Shugart in the sum of \$47.50 for the house located at 2603 Walter, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Building Official of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the above enumerated bids of Weldon Johnston, August Heyer, C. B. Freeman, James Jones, Jess Baty and E. J. Shugart, be and the same are hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City with said named parties.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

#### SALE OF IMPROVEMENTS

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received in the City of Austin on June 4, 1968 for the sale of City-owned improvements; and,

WHEREAS, the bid of M. J. Kouri in the sum of \$1,757.87 for the improvements located at 5007 Valley Oak Drive; the bid of J. A. Miller Company in the sum of \$555.00 for the improvements located at 4903 Cameron Road; the bid of Morise Dixon, Jr. in the sum of \$1,095.00 for the improvements located at 1403 East 51st Street; and the bid of Southwest Wrecking, Inc. in the sum of \$233.00 for the improvements located at 3108 Hancock Drive, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Director of Public Works of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the above enumerated bids of M. J. Kouri, J. A. Miller Company, Morise Dixon, Jr. and Southwest Wrecking, Inc. be and the same are hereby accepted and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City with said named parties.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

## REFUND CONTRACTS

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSISTANT TO THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH CARRINGTON'S UNIVERSITY HILLS, FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT: AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the second time and Councilman Nichols moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the third time and Councilman Nichols moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

## CONTRACTS AWARDED

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager, R. M. Tinstman, be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Freese, Nichols and Endress, Consulting Engineers, for engineering services in connection with the study and design of sewer facilities for Shoal Creek, in accordance with the terms and provisions of a contract exhibited to the City Council and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk an executed copy of said contract without recordation in the minutes of the City Council.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

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Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF WEST 6TH STREET ALLEY, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR PUBLIC UTILITY AND DRAINAGE PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Nichols, carried by the following vote:

June 13, 1968

CITY OF AUSTIN, TEXAS

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

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Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager, R. M. Tinstman, be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Isom H. Hale and Associates for engineering services in connection with the preparation of plans for drainage, street construction, bridges, and overpasses, as well as water and sanitary sewer facilities in Glen Oaks Urban Renewal, Phase 1, in accordance with the terms and provisions of a contract exhibited to the City Council and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk an executed copy of said contract without recordation in the minutes of the City Council.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

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Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 29, 1968, for the purchase of two (2) 12,000 pound capacity Derrick Trucks for use by the Electric Distribution Division; and,

WHEREAS, the bid of The Scott Holman Company, Inc., in the sum of \$19,594.12 for two (2) Alenco 12,000 pound capacity Derricks and Bodies; and the bid of International Harvester Company, in the sum of \$11, 458.00 for two (2) International Cab & Chassis, were the lowest and best bids therefor, and the acceptance of such bids have been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of The Scott Holman Company, Inc., in the sum of \$19,594.12, and the bid of International Harvester Company, in the sum of \$11,458.00, as above enumerated, be and the same are hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City, with The Scott Holman Company and International Harvester Company.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols  
Noes: Councilman Long  
Absent: Mayor Akin

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Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 29, 1968, for the purchase of two (2) Forty-Five Foot Aerial Tower Trucks, with two (2) units to be traded in, for use by the Electric Distribution Division; and,

WHEREAS, the bid of Utility Equipment Company, Inc., in the sum of \$38,274.62 and two (2) trade-ins, for two (2) Pitman Forty-Five Foot Aerial Towers and Bodies; and the bid of International Harvester Company in the sum of \$9,982.00 for two (2) International Cab & Chassis, were the lowest and best bids therefor, and the acceptance of such bids have been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Utility Equipment Company, Inc., in the sum of \$38,274.62, and the bid of International Harvester Company, in the sum of \$9,982.00, as above enumerated, be and the same are hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City with Utility Equipment Company, Inc., and International Harvester Company.

The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols  
Noes: Councilman Long  
Absent: Mayor Akin

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Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 29, 1968, for the purchase of one (1) Thirty-Six Foot Aerial Tower Truck for use by the Electric Distribution Division; and,

WHEREAS, the bid of Utility Equipment Company, Inc., in the sum of \$15,583.31 for one (1) Pitman Thirty-Six Foot Aerial Tower and Body; and the bid of International Harvester Company, in the sum of \$2,942.00, for one (1) International Cab & Chassis only, were the lowest and best bids therefor and the acceptance of such bids have been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Utility Equipment Company, Inc., in the sum of \$15,583.31, and the bid of International Harvester Company, in the sum of \$2,942.00, as above enumerated, be and the same are hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City, with Utility Equipment Company, Inc. and International Harvester Company.

The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilman Janes, LaRue, Nichols  
Noes: Councilman Long  
Absent: Mayor Akin

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Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 4, 1968, for the purchase of one (1) 90 Second X-Ray Processing Unit to be installed in dark room, surgical suite, Brackenridge Hospital; and,

WHEREAS, the bid of Gilbert X-Ray, Dallas, Texas, in the sum of \$7,680.00, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Brackenridge Hospital Administrator and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Gilbert X-Ray, Dallas, Texas, in the sum of \$7,680.00, be and the same is hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Gilbert X-Ray, Dallas, Texas.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

## ZONING HEARINGS

AUSTIN LAND INVESTMENTS, INC. by W. W. Patterson C14-68-116	1100-4004 Banister Ln.	From "A" Residence to "BB" Residence RECOMMENDED by the Planning Commission
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Councilman Nichols moved the Council grant the change from "A" Residence to "BB" Residence, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "BB" Residence and instructed the City Attorney to draw the necessary ordinance to cover.

C. L. REEVES by Paul D. Jones C14-68-117	Tract 1 7016-7616 Balcones Tr.	From Interim "A" Residence, 1st Height and Area to "BB" Residence 1st Height and Area RECOMMENDED by the Planning Commission
	Tract 2 Rear of 7322-7516 Balcones Tr.	From Interim "A" Residence, 1st Height and Area to "LR" Local Retail, 1st Height and Area RECOMMENDED by the Planning Commission

Councilman Nichols moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "BB" Residence, 1st Height and Area on Tract 1 and from Interim "A" Residence, 1st Height and Area to "LR" Local Retail, 1st Height and Area on Tract 2, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols  
 Noes: Councilman Long  
 Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "BB" Residence, 1st Height and Area on Tract 1 and to "LR" Local Retail, 1st Height and Area on Tract 2 and instructed the City Attorney to draw the necessary ordinance to cover.

CARRINGTON'S  
UNIVERSITY HILLS  
by Richard Baker  
C14-68-107

7211-7243 Northeast Dr. From Interim "A" Residence, 1st  
7237-7319 U.S. Hwy. 290 Height and Area to "GR" General  
Retail, 1st Height and Area  
RECOMMENDED by the Planning  
Commission with exception of  
south 75' at right of way line  
of Northeast Drive tapering to  
25' at east property line which  
is RECOMMENDED "B" Residence,  
1st Height and Area

Councilman Janes moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "GR" General Retail, 1st Height and Area with exception of the south 75 feet at right of way line of Northeast Drive tapering to 25 feet at the east property line which is changed to "B" Residence, 1st Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the change had been granted to "GR" General Retail, 1st Height and Area, and "B" Residence, 1st Height and Area for the excepted area and instructed the City Attorney to draw the necessary ordinance to cover.

E. WUPPERMAN &  
B. SCHENEK  
by Isom H. Hale  
C14-68-110

8024-8130 Balcones Dr. From Interim "A" Residence, 1st  
Height and Area to "BB" Residence,  
1st Height and Area (as amended)  
NO RECOMMENDATION by the Planning  
Commission (tie vote)

Mr. Isom H. Hale, representing the applicants, stated that the land in question was near a large single-family residential area. He felt that those people needed a buffer between their homes and the industrial area that would spring up along MoPac Boulevard. His client wanted to build 212 apartments to provide that buffer.

Mr. Harold Estes, Chairman of the Balcones Civic Association, appeared before the Council to state that his organization was opposed to the construction of large scale commercial or apartment developments that would affect the property values and possibly endanger the safety of the children of his neighborhood.

He also presented petitions from over 20% of the people within 200 feet of the proposed apartment buildings, opposing the zoning applications. On the back of the petitions were other petitions signed by 210 residents of the area opposing any change in the Master Plan for that section of Austin.

Mr. Homer Reed, a committee member of the Association and resident of the area, also appeared before the Council in opposition to the proposed zoning change. He said that the zoning change had been approved in subdivision form by the Planning Commission before any notice of a public hearing on the matter, a procedure he felt was unjust. Mr. Hoyle Osborne, Planning Director, stated that the Planning Commission approved the subdivision subject to rezoning of the land by the City Council.

The Council discussed this policy. Councilman Long felt that subdividing land outside of the City for single-family dwellings was acceptable but she was against allowing the subdivider to plan for apartments and have that plan approved before the land was zoned for the higher density. City Manager Tinstman said that his staff would work with the Planning Director to come up with a recommendation to change that procedure.

Mr. Reed stated that the land in question extended three city blocks into a single-family neighborhood. He felt that a buffer zone that deep could not be justified. Also, he said that if the Master Plan for that neighborhood needed revision, he wanted the whole area to be considered not just one section at a time. He also stated that the City needed a policy for development of apartment zoning. He felt that it was expensive to extend utilities to high density dwellings in the outskirts and suburbs of the City. The streets would not be able to handle the increased traffic in the neighborhoods, according to Mr. Reed. He also pointed out that there was no urgent public necessity shown for this zoning change.

He stated that three home-builders and one real estate firm had signed the petition opposing the zoning change.

In response to Councilman LaRue's question, Mr. Reed said that his board had voted to agree that some buffer strip along Balcones Drive would be appropriate.

Mr. J. H. Templeton and Mr. Vernon Streider also appeared in opposition to the zoning application.

Mr. Jack Ballot, who lived east of Balcones Drive, stated that he represented a group of people from that area who also opposed the zoning change. He stated that there were many children on the streets of his neighborhood and he felt that the increased traffic from apartments would endanger them. He discussed the adverse effects of the increased traffic on Steck Avenue. He was opposed to extending Steck Avenue across MoPac Boulevard. He then read a petition, signed by the residents closest to and on Steck Avenue, asking that the Council deny the two zoning applications, numbers 110 and 112.

Mr. Osborne stated that extending Steck Avenue had been considered.

Councilman Nichols brought up the question of curb cuts and billboards on MoPac Boulevard service roads. Mr. Tinstman stated that the Highway Department would allow curb cuts but recommended that they be kept to a minimum. He said that he was looking into a recommendation on billboards.

Mr. Osborne stated his position on the question. He thought that he could not limit the number of apartments, because City ordinances permitted them. He was in favor of putting in duplexes in part of the buffer zone, however. He agreed in "general principle" with the 300 foot depth of apartment units rather than the proposed 860 foot depth but he did not see how the City could effectively apply the principle. He did not think that the traffic situation would get out of hand.

Mr. C. L. Reeves, contractor of the property in question, stated that he had offered Mr. Osborne a set of the plans and that he planned a total environment for his apartments. He thought that he would be providing many of the services that the City usually provided, thereby saving the City money.

The Council decided to continue the hearing for one week, at which time Mayor Akin would be back in town to assist in the deliberations.

J. V. WALDEN  
by James V.  
Walden, Jr.  
C14-68-112

Tract 1  
8132-8160 Balcones Dr.  
Tract 2  
Rear of 8132-8160  
Balcones Dr.

From Interim "A" Residence, 1st  
Height and Area to "BB" Residence,  
1st Height and Area (as amended)  
NO RECOMMENDATION by the Planning  
Commission (tie vote)

Mr. Richard Baker, representing the Waldens, argued that the land in question was undeveloped and did not encroach on any single-family dwellings. He agreed to put streets and other features in at the request of the Planning Department. He stated that the buffer was needed and he asked for 500 feet. He did not think that traffic would become congested if the apartments were built. He asked the Council to zone the entire tract "BB" Residence, 1st Height and Area because it did not abut on any existing structure.

Mr. Homer Reed presented the Council with a petition opposing the zoning application, stating that it would establish a precedent for intrusion into single-family residential areas.

In response to a question from Councilman Long, Mr. Reed replied that he did not think that asking for 300 feet for the buffer would bring about strip zoning. He agreed to a variable depth in the buffer, however. Councilman Long felt that a too narrow strip would limit the imagination of the developers and encourage row-type apartments. She pointed out that cases 110 and 112 should be considered together because they would in fact be establishing a pattern for the area.

Councilman LaRue asked for additional information from Mr. Osborne and Mr. Reed on a possible compromise. Mayor Pro Tem Long stated that she was not ready to vote on the question and she wanted to wait until there was a full Council.

Councilman Nichols moved the Council continue the hearings for Cases 110 and 112 until June 20, 1968, at 2:30 P.M. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

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SOPHIE WENDLANDT	3011-3017 W. 35th St.	From "A" Residence to "BB"
ESTATE	3303-3425 Maywood Ave.	Residence
by Walter Wendlandt	3302-3422 Maywood Ave.	NOT RECOMMENDED by the Planning
C14-68-090	3008-3102 Warren St.	Commission
	3009-3103 Warren St.	
	3003-3417 Scenic Dr.	

Mr. Walter Wendlandt stated that he needed "BB" Residence to make a profitable and pleasing apartment development on the tracts. He described his plans. Mr. W. R. Coleman, of W. R. Coleman Associates, explained to the Council his arrangements of the apartments in the complex. He stated that he would agree to a deed restriction limiting the number of apartments per acre to less than he could actually build.

Mr. C. T. Johnson appeared before the Council to state that the proposed apartment development would lower the value of the expensive single-family residences near them. He added that the natural beauty of Scenic Drive would be marred by the complex. He felt that the increased traffic would be dangerous for the area.

Mr. Bill Ferrick, 3310 Pecos, appeared before the Council to express his opposition to the zoning application.

Mr. Wendlandt pointed out that two years before he had offered to sign a deed restriction stating that he would not build duplexes or apartments on the land but the adjoining property owners did not sign.

Because the zoning change was not recommended by the Planning Commission, the Council decided to continue the hearing for one week until the full Council would meet.

Councilman Janes moved the Council continue the hearing until June 20 at 2:30 P.M. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

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CHARLES M.	2300-2362 Burleson Rd.	From Interim "A" Residence, 1st
GOODNIGHT	2301-2435 Parker Ln.	Height and Area and "GR" General
by Phil Mockford	2400-2436 Metcalfe Rd.	Retail, 5th Height and Area to
C14-68-113		"GR" General Retail, 1st Height
		and Area
		NOT RECOMMENDED by the Planning
		Commission

Mr. Phil Mockford appeared before the Council to describe the proposed commercial development his client planned, and to present a summary of the negotiations that had taken place between his client and the residents in the surrounding area. He stated that one of the owners of the property had since met with Mr. Osborne and that the two of them had developed an alternative plan that none of the parties had seen. He asked, therefore, for a postponement of the hearing.

Appearing before the Council in opposition to the zoning application were Mr. Joe Lenaris, Mr. Robert Fleming, Mr. McVay Williams, Mr. Robert Franzetti, and Mr. Sy Talmore, residents of Greenbriar and Glenway Terrace subdivisions.

After discussing the time for the continuation of the hearing, Councilman Janes moved the Council continue the hearing until 3:00 P.M. on June 20. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
 Noes: None  
 Absent: Mayor Akin

#### EXECUTIVE SESSION

The Council then went into executive session to discuss the acquisition of frontage property for MoPac Boulevard.

#### PURCHASE OF PROPERTY FOR MOPAC BOULEVARD

The Council discussed an agreement with Reeves and Burns to sell to the City approximately 14-1/2 acres at \$9,672.34 per acre for the Missouri Pacific Boulevard right of way, with a three year option for Reeves and Burns to buy the City's adjoining five acres of land at \$10,118.56 per acre for the first year, \$10,585.38 the second year, and \$11,073.73 the third year. In addition, Reeves and Burns would agree to sell to the City any additional that the City decided was necessary for Missouri Pacific Boulevard right of way at the same square foot price, while retaining an option to buy back from the City any land that the City Council found it did not need for MoPac Boulevard, at the same price per square foot that the City had paid.

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the offer of the owners and claimants of the hereinafter described tract of land to convey unencumbered fee simple title thereto to the City of Austin in consideration of the cash payment of \$192,020.00 therefor be accepted, and that the City Manager or his designate be and he is hereby authorized to consummate purchase of the following described tract of land, to-wit:

SEE ATTACHED EXHIBIT "A"

(For Exhibit "A" see original resolution in Resolution Book)

The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

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Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the offer of the owners and claimants of the hereinafter described tract of land to convey unencumbered fee simple title thereto to the City of Austin in consideration of the cash payment of \$23,122.50 therefor be accepted, and that the City Manager or his designate be and he is hereby authorized to consummate purchase of the following described tract of land, to-wit:

Part of Lot Seven (7), Theresa Martin Subdivision in the City of Austin, Travis County, Texas, as more particularly described by metes and bounds in deed recorded in Volume 377, Page 600, of the Travis County Deed Records.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols  
Noes: None  
Absent: Mayor Akin

ADJOURNMENT

The Council then adjourned.

APPROVED: \_\_\_\_\_

Mayor

ATTEST: \_\_\_\_\_

*Grace Monroe*  
Asst. City Clerk